

1 ROBERT E. CAREY, JR., ESQ. (SBN 47556)  
2 CAREY & CAREY  
3 706 COWPER STREET  
4 P.O. BOX 1040  
5 PALO ALTO, CA 94302-1040  
6 650/328-5510  
7 650/853-3632 FAX

8 Attorneys for Defendant  
9 JOSE BONILLA

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12 UNITED STATES DISTRICT COURT  
13 NORTHERN DISTRICT OF CALIFORNIA  
14 SAN JOSE DIVISION

15 11 UNITED STATES OF AMERICA, | CASE NO. CR-07-00251 RMW  
16 12 Plaintiff, | STIPULATION TO CONTINUE  
17 13 vs. | DATE SET FOR JUDGMENT  
18 14 JOSE BONILLA, | AND SENTENCING AND  
19 20 Defendant. | [proposed] ORDER THEREON

21 17 ITS IS HEREBY STIPULATED, by and between THOMAS M. O'CONNELL,  
22 18 ESQ., attorney for the UNITED STATES OF AMERICA, and ROBERT E. CAREY,  
23 19 JR., counsel for Defendant JOSE BONILLA, that the date set for judgment and  
24 20 sentence which is currently set for Monday, April 28, 2008, be continued to  
25 21 Monday, June 2, 2008, at 9:00 am.

26 22 This continuance is requested because the Defendant, JOSE BONILLA,  
27 23 wishes to withdraw his plea in this matter. In that respect, the additional time  
28 24 is requested so that an appropriate motion may be prepared for the Court, so  
25 25 that the matter may be resolved prior to the imposition of judgment and  
26 26 sentence.

27 27 In this regard, defense counsel has contacted the probation officer, Ms.  
28 28 Aylin Raya, and has notified her of this request.

1 IT IS SO STIPULATED.  
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3 DATED: April 25, 2008 CAREY & CAREY  
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5 /S/  
6 ROBERT E. CAREY, JR. Attorneys for  
Defendant JOSE BONILLA  
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8 DATED: 4/25, 2008 UNITED STATES OF AMERICA  
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10 /S/  
11 THOMAS M. O'CONNELL,  
Assistant U.S. Attorney  
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15 ORDER

16 GOOD CAUSE APPEARING THEREFORE, it is hereby ordered, adjudged,  
17 and decreed, that the judgment and sentencing of Mr. BONILLA currently set  
18 for April 28, 2008, be continued to Monday, June 2, 2008, at 9:00 am.  
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22 DATED:                   , 2008

23 HON. RONALD M. WHYTE  
U.S. DISTRICT COURT JUDGE  
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